

I hereby certify that this document (along with any document referred to as being attached or enclosed) is being transmitted via the Office electronic filing system to the U.S. Patent and Trademark Office, on the date shown below.

Dated: March 22, 2010      Signature: /Mark D. Russett/  
Mark D. Russett, Reg. No. 41,281

Docket No.: 62069DIV2 (51590)  
(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
G. Pasternak et al.

Application No.: 10/823,365

Confirmation No.: 4859

Filed: April 13, 2004

Art Unit: 1627

For: TOPICAL ANESTHETIC/OPIOID  
FORMULATIONS AND USES THEREOF

Examiner: K.R. McMillian

**SECOND RESPONSE AFTER FINAL OFFICE ACTION**

MS AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Applicants are in receipt of the final Office Action dated October 21, 2009 (the "Office Action"), and the Advisory Action dated February 18, 2010 (the "Advisory Action") and now submit this response. A request for an extension of time through and including March 22, 2010 (March 21, 2010, being a Sunday), is filed herewith, and this paper is timely filed. Please consider the remarks that follow:

**Amendments to the Specification** begin on page 2 of this paper.

**Amendments to the Claims** are reflected in the listing of claims beginning on page 3 of this paper.

**Remarks/Arguments** begin on page 7 of this paper.